<table>
<tr><td>

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: April 15, 2005   Signature: _____
(Nabeela R. McMillian)

</td><td>

Docket No.: 23004/40746
(PATENT)

</td></tr>
</table>

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Tillett *et al.*

Application No.: 10/517,698

Filed: December 13, 2004   Art Unit: Not Yet Assigned

For: DNA AMPLIFICATION AND SEQUENCING   Examiner: Not Yet Assigned
    IN COLLAPSIBLE EMULSIONS

ASSERTION OF SMALL ENTITY STATUS UNDER 37 C.F.R. §1.27(C)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

The undersigned hereby asserts, in accordance with 37 C.F.R. §1.27(c), that the applicant is entitled to small entity status in the above-identified application. It is therefore requested that the above-referenced application be accorded small entity status to permit payment of reduced fees for said application.

Dated: April 15, 2005   Respectfully submitted,

By _____
Nabeela R. McMillian
    Registration No.: 43,363
MARSHALL, GERSTEIN & BORUN LLP
233 S. Wacker Drive, Suite 6300
Sears Tower
Chicago, Illinois 60606-6357
(312) 474-6300
Attorney for Applicant

Box No. VIII (iv)   DECLARATION: INVENTORSHIP (only for the purposes of the designation of the United States of America)

The declaration must conform to the standardized wording provided for in Section 214; see Notes to Boxes Nos. VIII, VIII (i) to (v) (in general) and the specific Notes to Box No. VIII (iv). If this Box is not used, this sheet should not be included in the request.

Declaration of inventorship (Rules 4.17(iv) and 51 *bis*.1(a)(iv)) for the purposes of the designation of the United States of America:

I hereby declare that I believe I am the original, first and sole (if only one inventor is listed below) or joint (if more than one inventor is listed below) inventor of the subject matter which is claimed and for which a patent is sought.

This declaration is directed to the international application of which it forms a part (if filing declaration with application).

This declaration is directed to international application No. PCT/AU03/00746 (if furnishing declaration pursuant to Rule 26*ter*).

I hereby declare that my residence, mailing address, and citizenship are as stated next to my name.

I hereby state that I have reviewed and understand the contents of the above-identified international application, including the claims of said application. I have identified in the request of said application, in compliance with PCT Rule 4.10, any claim to foreign priority, an I have identified below, under the heading "Prior Applications," by application number, country or Member of the World Trade Organization, day, month and year of filing, any application for a patent or inventor's certificate filed in a country other than the United States of America, including any PCT international application designating at least one country other than the United States of America, having a filing date before that of the application on which foreign priority is claimed.

Prior Applications:

I hereby acknowledge the duty to disclose information that is known by me to be material to patentability as defined by 37C.F.R.§ 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the PCT international filing date of the continuation-in-part application.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief ar believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Name: Daniel TILLETT

Residence: New South Wales, Australia
(city and either US state, if applicable, or country)

Mailing Address: 5/1 Gordon Street, Randwick, New South Wales 2031, Australia

Citizenship: Australian Citizen

Inventor's Signature: _____   **Date:** 15/9/03
(if not contained in the request, or if declaration is corrected or   (of signature which is not contained in the request, or of the
added under Rule 26*ter* after the filing of the international   declaration that is corrected or added under Rule 26*ter* after the
application. The signature must be that of the inventor, not that of   filing of the international application)
the agent)

Name: Torsten THOMAS

Residence: New South Wales, Australia
(city and either US state, if applicable, or country)

Mailing Address: 6/46 Bream Street, Coogee, New South Wales 2034, Australia

Citizenship: German Citizen

Inventor's Signature: _____   **Date:** 15/03/2003
(if not contained in the request, or if declaration is corrected or   (of signature which is not contained in the request, or of the
added under Rule 26*ter* after the filing of the international   declaration that is corrected or added under Rule 26*ter* after the
application. The signature must be that of the inventor, not that of   filing of the international application)
the agent)

☐   This declaration is continued on the following sheet, "Continuation of Box No. VIII (iv)".

U.S. APPLICATION NO. (if known, see 37 CFR 1.5) 10/517698	INTERNATIONAL APPLICATION NO. PCT/AU03/00746	ATTORNEY'S DOCKET NUMBER 23004/40746

21. [x] The following fees are submitted:	CALCULATIONS PTO USE ONLY

BASIC NATIONAL FEE

Filing Fee	$ 300.00	
Search Fee	$ 500.00	
Examination Fee	$ 200.00	
Application Size Fee, each additional 50 sheets over 100 sheets	$ 0.00	
TOTAL FILING FEE =	$ 1,000.00	

Surcharge of $130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492 (e)).	$	

CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE		
Total claims	64 -20 =	44	x 50.00	$ 2,200.00	
Independent claims	5 -3 =	2	x 200.00	$ 400.00	
MULTIPLE DEPENDENT CLAIM(s) (if applicable)			+ 360.00	$ 360.00	
		TOTAL OF ABOVE CALCULATIONS =		$ 3,960.00	

[ ] Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by ½.	$	
SUBTOTAL =	$ 3,960.00	

Processing fee of $130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492 (f)).	$	
TOTAL NATIONAL FEE =	$ 3,960.00	

Fee for recording the enclosed assignment (37 CFR 1.21 (h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). $40.00 per property +	$	
TOTAL FEES ENCLOSED =	$ 3,960.00	
	Amount to be refunded:	$
	Amount to be charged:	$

a. [ ] A check in the amount of $ 0.00 to cover the above fees is enclosed.

b. [x] Please charge my Deposit Account No. 13-2855 in the amount of $ 3,960.00 to cover the above fees. A duplicate copy of this sheet is enclosed.

c. [x] The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 13-2855 . A duplicate copy of this sheet is enclosed.

d. [ ] Fees are to be charged to a credit card. **WARNING:** Information on this form may become public. **Credit card information should not be included on this form.** Provide credit card information and authorization on PTO-2038.

NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137 (a) or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:

CUSTOMER NUMBER 04743

SIGNATURE:

Thomas J. Wrona

NAME

44,410

REGISTRATION NUMBER